



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

County Legislature

Jackson County Courthouse
415 East 12th Street, 2nd floor
Kansas City, Missouri 64106
(816)881-3242

Dan Tarwater (4th) Chairman, Scott Burnett, (1st) Vice Chairman,
Theresa Garza Ruiz (1st AL), Crystal Williams (2nd AL), Fred Arbanas (3rd AL),
James D. Tindall (2nd), Dennis Waits (3rd), Greg Grounds (5th)
Bob Spence (6th)

Monday, November 19, 2012

2:30 PM

Forty-fifth Regular Meeting

K.C. Legislative Assembly Area, Kansas City, Missouri

Dan Tarwater, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present: Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence
Excused: Crystal Williams and Greg Grounds

2 THE PLEDGE OF ALLEGIANCE

Recited.

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3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dennis Waits moved to approve the journal of the previous meeting held on 11/12/2012.
Seconded by James D. Tindall.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

None.

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5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[4472](#) AN ORDINANCE setting the 2013 Jackson County, Missouri tentative tax levy.

(Budget Committee - 2nd. Perfection)

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[4473](#) AN ORDINANCE to adopt the annual budget and set forth appropriations for the various spending agencies and the principal subdivisions thereof, for the fiscal year ending December 31, 2013.

(Budget Committee - 2nd. Perfection)

There will be a public hearing on Tuesday, November 27, 2012 at 3:30 P.M. in the Kansas City Legislative Assembly Area regarding Ordinances #4472 and #4473.

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[4474](#) Scott Burnett moved to perfect Ordinance #4474. Seconded by James D. Tindall.

The motion passed by a voice vote.

(PERFECTED)

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[4474](#) Scott Burnett moved to suspend the rules to consider final passage of Ordinance #4474. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote.

(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[4475](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 4.20 ± acre tract from District GB (General Business) to District LI (Light Industrial).

(Land Use Committee - 1st. Perfection)

Fred Arbanas moved to waive the reading of Ordinances #4476 and #4477. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

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[4476](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 3.0 ± acre tract from District C (Multiple House District) and District A (Agricultural) to District GBp (General Business Planned).

(Land Use Committee - 1st. Perfection)

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[4477](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 3.07 ± acre tract from District A (Agricultural) to District RE (Residential Estates).

(Land Use Committee - 1st. Perfection)

The Land Use Committee will have a public hearing regarding Ordinances #4475, #4476 and #4477 on Friday, November 30, 2012 at 1 P.M. at Fleming Hall.

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7 FINAL PASSAGE OF PROPOSED ORDINANCES

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[4474](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

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[18022](#) Land Use Committee moved do pass. Consent Agenda.

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[18023](#) Land Use Committee moved do pass. Consent Agenda.

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9 CONSENT AGENDA

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[4474](#) AN ORDINANCE appropriating \$200,000.00 from the fund balance of the 2012 General Fund and \$45,000.00 from the fund balance of the 2012 Assessment Fund to cover the costs of vacation and sick leave payouts during the 2012 fiscal year.

(ADOPTED)

[18022](#) A RESOLUTION awarding a forty-eight month contract for the lease of golf carts for use by the Parks and Recreation Department to E-Z-GO of Augusta, Georgia, under the terms and conditions of Invitation to Bid No. 87-12, at a cost to the County in 2013 not to exceed \$43,017.00, and a total four-year cost not to exceed \$177,038.00.

(ADOPTED)

[18023](#)

A RESOLUTION transferring \$53,450.00 within the 2012 Park Fund and awarding three-year contracts for the lease/purchase and financing of vehicles for use by the Park Safety Division of the Parks and Recreation Department to Dick Smith Ford of Raytown, MO, and Municipal Leasing Consultants of Grand Isle, VT, under the terms and conditions of Invitation to Bid No. 88-12, at cost to the County for 2012 not to exceed \$53,449.87, and a total three-year cost not to exceed \$157,946.35.

(ADOPTED)

To adopt Ordinance 4474. To adopt Resolutions 18022, 18023.

Dennis Waits moved the passage of the consent agenda. Seconded by Scott Burnett. The motion passed by a roll call vote:

Yes: 7 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence
Excused: 2 - Crystal Williams and Greg Grounds

*Theresa Garza Ruiz moved to excuse the absence of Crystal Williams. Seconded by Scott Burnett.
The motion passed by a voice vote. (APPROVED)*

*Dennis Waits moved to excuse the absence of Greg Grounds. Seconded by Theresa Garza Ruiz.
The motion passed by a voice vote. (APPROVED)*

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4478](#)

Repealing Schedule I, Chapter 50, Jackson County Code, 1984, relating to park fees and charges, and enacting, in lieu thereof, a new schedule relating to the same subject.

(Land Use Committee)

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[4479](#)

James D. Tindall moved to perfect Ordinance #4479. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote. (PERFECTED)

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[4479](#)

James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4479. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote. (APPROVED)

- [4479](#) James D. Tindall moved the passage of Ordinance #4479 as perfected, appropriating \$415,829.00 from the undesignated fund balance of the 2012 Grant Fund in acceptance of the Solving Cold Cases with DNA Grant from the U. S. Department of Justice. Seconded by Theresa Garza Ruiz.
- Yes: 7 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence
Excused: 2 - Crystal Williams and Greg Grounds
- (ADOPTED)
- [4480](#) Transferring \$26,288.00 within and appropriating \$66,288.00 from the undesignated fund balance of the 2012 Anti-Drug Sales Tax Fund, and authorizing the extension of the Project Safe Neighborhoods grant awarded by the Kansas City Metropolitan Crime Commission.
- (Anti-Drug Committee)*
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- [4481](#) James D. Tindall moved to perfect Ordinance #4481. Seconded by Theresa Garza Ruiz.
- The motion passed by a voice vote.** (PERFECTED)
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- [4481](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4481. Seconded by Theresa Garza Ruiz.
- The motion passed by a voice vote.** (APPROVED)
- [4481](#) James D. Tindall moved the passage of Ordinance #4481 as perfected, appropriating \$208,000.00 from the undesignated fund balance of the 2012 Grant Fund in acceptance of the U.S. Department of Justice Edward Byrne Memorial Justice Assistance Grant (JAG) for use by the Prosecuting Attorney's Office and authorizing the execution of an Interlocal Agreement with the Board of Police Commissioners of Kansas City, Missouri. Seconded by Fred Arbanas.
- Yes: 7 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence
Excused: 2 - Crystal Williams and Greg Grounds
- (ADOPTED)
- [4482](#) James D. Tindall moved to perfect Ordinance #4482. Seconded by Bob Spence.
- The motion passed by a voice vote.** (PERFECTED)
- Discussion.*
- [Play Video](#)
- [4482](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4482. Seconded by Dennis Waits.
- The motion passed by a voice vote.** (APPROVED)

[4482](#)

James D. Tindall moved the passage of Ordinance #4482 as perfected, appropriating \$112,651.00 from the 2012 Federal Forfeiture Fund and awarding a contract for the furnishing and installation of in-car cameras for use by the Sheriff's Office to Watch Guard Video of Allen TX, under the terms and conditions set forth in State of Montana Contract No. SPB11-2002R-A, an existing government contract, at an actual cost to the County not to exceed \$87,845.00. Seconded by Theresa Garza Ruiz.

Yes: 7 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence

Excused: 2 - Crystal Williams and Greg Grounds

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[18025](#)

James D. Tindall moved the passage of Resolution #18025, transferring \$12,800.00 within the 2012 Grant Fund in modification of the 2009 Recovery Act Justice Assistance Grant received from the U.S. Department of Justice. Seconded by Theresa Garza Ruiz.

Yes: 7 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence

Excused: 2 - Crystal Williams and Greg Grounds

(ADOPTED)

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[18026](#)

AN RESOLUTION transferring \$28,800.00 within the 2012 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute an Agreement with the City of Kansas City, Missouri, for the furnishing of a Housing Inspector for the Prosecuting Attorney's Office's Drug Abatement Response Team (DART) Program, at a cost to the County not to exceed \$28,800.00.

(Anti-Drug Committee)

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[18027](#)

Fred Arbanas moved the passage of Resolution #18027, authorizing the County Executive and the Prosecuting Attorney to execute an Agreement to Extend the Memorandum of Understanding with Local Union No. 42 of the International Association of Fire Fighters, through June 30, 2013. Seconded by Theresa Garza Ruiz.

Yes: 6 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits and Dan Tarwater

No: 1 - Bob Spence

Excused: 2 - Crystal Williams and Greg Grounds

(ADOPTED)

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[18028](#)

Awarding a contract on Bid No. PW 05-2012 for the renovation and restoration of the Historic Truman Courthouse Renovation Project, No. 3147, to Universal Construction Co., of Lenexa, KS, at a cost to the County not to exceed \$4,800,000.00.

(Public Works Committee)

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12 COUNTY EXECUTIVE ORDERS

None.

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13 UNFINISHED BUSINESS

None.

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14 NEW BUSINESS

None.

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15 ADJOURNMENT

Dennis Waits moved to adjourn the meeting. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, November 26, 2012 at 9:30 A.M. in the Kansas City Legislative Assembly Area.

The County Legislature will also meet on TUESDAY, November 27, 2012 at 3:30 P.M. in the Kansas City Legislative Assembly Area.

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